

IN THE HIGH COURT OF JUDICATURE FOR RJASTHAN

AT BENCH JAIPUR

J U D G M E N T

SB Civil Misc. Appeal No. 3576/06
Mahendra Singh Vs. State of Rajasthan & Others

10.1.2007

Hon'ble Mr. Justice KS Rathore

Mr. NK Singhal, for the appellant.
Mr. DD Sharma, Dy. Govt. Advocate.

This misc. appeal is directed against the order passed by the Additional District Judge (Fast Track) No.2, Bharatpur in civil misc. case no. 30/06 whereby temporary injunction application under Order 39 Rules 1 and 2 read with Section 151 C.P.C. Has been rejected.

While issuing notices to the respondents on 16.10.06, this Court stayed the operation of the orders dated 26.8.06 and 5.10.06.

Both the parties submits that the suit be decided expeditiously.

In view of the submission made on behalf of the parties, I deem it proper to direct the

Additional District Judge No.2, Bharatpur to decide the suit in question expeditiously but in any case not beyond the period of six months from the date of receipt of copy of this judgment and till the disposal of the suit, the operation of the orders dated 26.8.06 and 5.10.06 shall remain stayed. And, in case the appellant does not co-operate with and try to delay the proceedings, the Civil Court shall have power to move to this Court for vacation of the stay order passed by this Court.

With these observations, the misc. appeal stands disposed of. Record be sent back forthwith.

(KS RATHORE), J.